

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHERMAN JOHNSON, JR.,
SARKIS LABACHYAN,

Defendants.

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8:16CR241

ORDER

This matter is before the court on the defendant Sakris Labachyan's Unopposed Motion to Continue Jury Trial [106]. Counsel informs the court that he has a previously scheduled matter outside the district and requests a continuance.

IT IS ORDERED that the Motion to Continue Jury Trial [106] is granted, as follows:

1. The jury trial, **for both defendants**, now set for March 5, 2018, is continued to **May 7, 2018**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and May 7, 2018** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: February 14, 2018.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**